

# HOUSE BILL No. 1303

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 7.1-3-5-2.

**Synopsis:** Beer dealer's permits. Specifies that the alcohol and tobacco commission may issue a beer dealer's permit to a package liquor store. Legalizes beer dealer permits issued to package liquor stores after June 30, 1997.

**Effective:** Upon passage.

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**Friend, Kuzman**

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January 15, 2002, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

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Introduced

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## HOUSE BILL No. 1303

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 7.1-3-5-2 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The  
3 commission may issue a beer dealer's permit only to an applicant who  
4 is the proprietor of a drug store, ~~or~~ grocery store, **or package liquor**  
5 **store.**  
6 (b) The commission may issue a beer dealer's permit to an applicant  
7 that is a foreign corporation if:  
8 (1) the applicant is duly admitted to do business in Indiana;  
9 (2) the sale of beer is within the applicant's corporate powers; and  
10 (3) the applicant is otherwise qualified under this title.  
11 (c) The commission shall not issue a beer dealer's permit to a person  
12 who is disqualified under the special disqualifications. However, the  
13 special disqualification listed in ~~IC 7.1-3-4-2(13)~~ **IC 7.1-3-4-2(a)(13)**  
14 shall not apply to an applicant for a beer dealer's permit.  
15 (d) Notwithstanding subsection (a), the commission may renew a  
16 beer dealer's permit for an applicant who:  
17 (1) held a permit before July 1, 1997; and

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1 (2) is the proprietor of a confectionery or a store that:

2 (A) is not a drug store, ~~or~~ grocery store, **or package liquor**  
3 **store;**

4 (B) is in good repute; and

5 (C) in the judgment of the commission, deals in merchandise  
6 that is not incompatible with the sale of beer.

7 SECTION 2. [EFFECTIVE UPON PASSAGE] **A new or renewal**  
8 **beer dealer permit issued or transferred to a package liquor store**  
9 **after June 30, 1997, and until the effective date of this act is**  
10 **legalized.**

11 SECTION 3. **An emergency is declared for this act.**

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